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1                   IN THE UNITED STATES DISTRICT COURT  
2                   SOUTHERN DISTRICT OF OHIO  
3                   WESTERN DIVISION AT CINCINNATI  
4                   ERIC L. JEFFRIES,  
5                   Plaintiff,  
6                   vs.   Case No. C-1-02-351  
7                   CENTRE LIFE INSURANCE COMPANY, ET AL.,  
8                   Defendants.  
9                   \_\_\_\_\_

10                   DEPOSITION OF:   BYRON MARSHALL HYDE  
11                                       121 Iona Street  
12                                       Ottawa, Canada, K1Y 3M1  
13                   DATE:               October 10, 2003  
14                   TIME:               10:00 a.m. to 1:30 p.m.  
15                   LOCATION:           Office of Dr. Hyde  
16                                       121 Iona Street  
17                                       Ottawa, Canada, K1Y 3M1  
18                   TAKEN BY:           Counsel for the Defendants  
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B. Hyde, 10/10/03, Ottawa, Canada  
Direct Examination  
Mr. Ellis

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1 details than the scan -- the color printout that  
2 you have there - with Dr. Navier. Or in California  
3 I spent frequent hours with Dr. Ismail Menna  
4 (phonetic spelling), who is the chief at U.C.L.A.  
5 I have also met with the present chief at U.C.L.A.,  
6 but only once.

7 Q. But is the answer is that you've had no  
8 formal training in it but, you get to work with the  
9 doctors --

10 A. Exactly.

11 Q. -- who have the training?

12 A. Exactly.

13 Q. All right. With regard to --.

14 A. But I would say that they are the  
15 experts, not me.

16 Q. Right.

17 A. What -- what is different about the  
18 reading is I can say, "this looks like there may be  
19 a problem in the subcortex and you didn't mention  
20 this." Sometimes the neuroradiologist just reports  
21 on the obvious, and we now have the ability to give  
22 computer printouts of the subcortex in different  
23 organelles of the brain, and very frequently they

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1 diagnosed some of them as just poor, and they were  
2 able to get premedical treatment there. I think  
3 her material is suspect in that respect. Dieter is  
4 a great physician, do not let me misunderstand, but  
5 she doesn't ever go into great detail in  
6 investigation into her patients, so they could be  
7 almost anything.

8 Q. Doctor, what was --?

9 A. And -- and in the twin study a lot of  
10 those were self-diagnosed chronic fatigue syndrome,  
11 if not all of them.

12 Q. With regard to the current scientific  
13 standing of the PET scan, is it considered  
14 appropriate for the diagnosis of chronic fatigue?

15 A. There is not enough PET scan research in  
16 North America to make that supposition.

17 However, what you're doing when you're  
18 looking at brain analysis, one test that stands  
19 alone -- it may be correct or it may not be, but if  
20 you have two tests, and they're both showing the  
21 same deficit and one in greater detail that's more  
22 important. And if you have three or four tests,  
23 which all show the deficits in the same area, then